



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Stephen Herchkowitz, Esq.
Sandler Reiff Lamb Rosenstein & Birkenstock, P.C.
1025 Vermont Ave. NW, Suite 300
Washington, DC 20005

JUN - 1 2015

RE: MUR 6923
Democratic Executive Committee of Florida
and Judy Mount in her official capacity as
treasurer

Dear Mr. Herchkowitz:

On May 28, 2015, the Federal Election Commission accepted the signed conciliation agreement submitted on your clients' behalf in settlement of a violation of 52 U.S.C. § 30104(b), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66,132 (Dec. 14, 2009). Information derived in connection with any conciliation attempt will not become public without the written consent of the respondents and the Commission. *See* 52 U.S.C. § 30109(a)(4)(B).

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Delbert K. Rigsby

Delbert K. Rigsby
Attorney

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

In the matter of)	
)	MUR 6923
Democratic Executive Committee of)	
Florida and Judy Mount in her official)	
capacity as treasurer)	
)	

CONCILIATION AGREEMENT

This matter was initiated pursuant to information ascertained by the Federal Election Commission (the "Commission") in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Democratic Executive Committee of Florida and Judy Mount in her official capacity as treasurer ("Respondent" or "Committee") violated 52 U.S.C. § 30104(b) (formerly 2 U.S.C. § 434(b)).

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 52 U.S.C. § 30109(a)(4)(A)(i) (formerly 2 U.S.C. § 437g(a)(4)(A)(i)).

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. The Committee is a state party committee of the Democratic Party. Judy Mount is the Committee's treasurer.

2. The Federal Election Campaign Act of 1971, as amended (the "Act"), requires committee treasurers to file reports of receipts and disbursements in accordance with the provisions of 52 U.S.C. § 30104 (formerly 2 U.S.C. § 434). 52 U.S.C. § 30104(a)(1); 11 C.F.R. § 104.1(a). These reports must include, *inter alia*, the total amount of receipts and disbursements, including the appropriate itemizations, where required. 52 U.S.C. § 30104(b) (formerly 2 U.S.C. § 434(b)); 11 C.F.R. § 104.3.

3. The Committee made multiple amendments to nine reports originally filed with the Commission to disclose increased receipts totaling \$290,528.75 and increased disbursements totaling \$977,142.37. The dates of the last amendments are reflected in the chart below.

Report	Date of Amendment	Total Amount of Increased Receipts	Total Amount of Increased Disbursements	Total Increased Activity
2010 August Monthly	9/21/2011	\$25,000	\$280,000	\$305,000
2010 September Monthly	9/21/2011	\$20,000	\$20,000	\$40,000
2010 October Monthly	9/22/2011	N/A	\$161,070.53	\$161,070.53
2010 12 Day Pre-General	9/22/2011	\$23,705	\$195,488.48	\$219,193.48
2010 30 Day Post-General	11/10/2011	\$191,970.63	\$291,279.31	\$483,249.94
2011 March Monthly	10/18/2011	\$12,500	N/A	\$12,500
2011 April Monthly	2/12/2012	N/A	\$13,423.92	\$13,423.92
2011 June Monthly	2/10/2012	\$17,353.12	N/A	\$17,353.12
2011 July Monthly	4/27/2012	N/A	\$15,880.13	\$15,880.13
	TOTAL	\$290,528.75	\$977,142.37	\$1,267,671.12

4. The Committee contends that it voluntarily amended its disclosure reports to correct inadvertent omissions that it had discovered after experiencing an unusual and unexpected increase in activity, including intra-party receipts and disbursements. The

Committee contends that it voluntarily hired a specially trained expert to determine the necessary amendments, and has taken steps to prevent future errors that include hiring and training additional staff and implementing procedures to prevent omissions in future reports.

V. Respondent violated 52 U.S.C. § 30104(b) (formerly 2 U.S.C. § 434(b)) by failing to disclose \$290,528.75 in receipts and \$977,142.37 in disbursements on its original 2010 August Monthly, 2010 September Monthly, 2010 October Monthly, 2010 12-Day Pre-General, 2010 30-Day Post-General, 2011 March Monthly, 2011 April Monthly, 2011 June Monthly, and 2011 July Monthly Reports.

VI. 1. Respondent will pay a civil penalty to the Commission in the amount of Twenty-Eight Thousand Dollars (\$28,000), pursuant to 52 U.S.C. § 30109(a)(5)(A) (formerly 2 U.S.C. § 437g(a)(5)(A)).

2. Respondent will cease and desist from committing violations of 52 U.S.C. § 30104(b) (formerly 2 U.S.C. § 434(b)).

VII. The Commission, on request of anyone filing a complaint under 52 U.S.C. § 30109(a)(1) (formerly 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.


VIII. This agreement shall become effective as of the date that all parties hereto have executed the same and the Commission has approved the entire agreement.

IX. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained within this written agreement shall be enforceable.

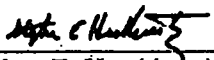
FOR THE COMMISSION:

BY:


Daniel A. Petalas
Associate General Counsel
for Enforcement

6/11/15
Date

FOR THE RESPONDENT:


Stephen E. Hershkowitz
Counsel for the Respondent

May 7, 2015